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IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11876 of 2006

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Madan Bihari Choubey, son of Late Radha Krishna Choubey, resident of Village- Dhandhania, P.S. Bhabhua, District- Kaimur at Bhabhua

.... Petitioner/s

Versus

1. The State of Bihar
2. Director of Consolidation, Bihar,Patna
3. Assistant Director of Consolidation, Rohtas at Sasaram
4. Consolidation Officer, Bhabhua at Bhabhua
5. Anil Kumar Choubey, son of Shashikant Choubey, resident of Village- Dhadhania, P.S. Bhabhua, District- Kaimur

.... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Sourendra Pandey
Mr. Rajesh Kumar Mishra
Mr. Suresh Chandra Giri
For the Respondent/s : Mr. (Gp13)
Mr. Arbind Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

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7 11-04-2013 Heard learned counsel for the petitioner, learned A.C. to Govt. Pleader no.13 as well as Sri Arvind Nath Pandey, learned counsel appearing on behalf of private Respondent no.5.

The present writ petition is in relation to an order passed by the Director, Consolidation under Section 35 of the Bihar Consolidation of Holdings and Prevention of Fragmentation Act, 1956. During the pendency of the present writ petition, for adjudicating such dispute, an appropriate forum as Land Tribunal has been constituted and is functioning under the provision of Bihar Land Tribunal Act,2009(hereinafter referred to as the

"Act"). The Court is of the opinion that this dispute can well be adjudicated by the land tribunal.

Accordingly, in view of provision contained in Section 15 of the Act, the Registry is directed to transmit the record of the case to the land tribunal forthwith.

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(Rakesh Kumar, J)

NKS/-